

REMARKS

Claims 1 to 6 are in the case.

With this amendment, Applicant has amended Claim 1 to more clearly recite that the generator generates an electrical output, and which electrical output is connected to the light. It is believed that this amendment overcomes the Examiner's objection under 35 USC 112.

Claim 1 is also being amended to incorporate a portion of the subject matter of Claim 3. In this respect, Applicant now recites a safety rail mounted proximate the steps with the motion detector being mounted thereon. This amendment is believed to incorporate the essence of Claim 3 which was indicated to be allowable.

Claims 2 to 6 are all dependent on Claim 1 and are likewise believed to be allowable.

The prior art has been reviewed and it is not believed to be pertinent to the present invention. Thus, the reference of Lys et al merely discloses the use of a smart light bulb in a host of different uses, one of which happens to be in a swimming pool.

The secondary reference of United States Patent 3,845,291 merely discloses that a water powered light can be utilized in a swimming pool.

The other secondary reference of United States 6,261,186 merely discloses a water amusement system which can use a motion detector. However, it is not seen that there would be any connection between the use of the motion detector in a water amusement system and as a safety device as set forth in the instant application.

It is now believed that this application is in order for allowance, and such action is respectfully solicited.

Respectfully,



Eric Fincham
Reg. No. 28,201

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450, on *June 27, 2005*

Express Mail: ER 422071954 US


Eric Fincham